DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name;

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Client-Side Performance Optimization System for Streamed Applications

the specification of which (check one) X is attached Application Serial No and was am	
I hereby state that I have reviewed and understand t including the claims, as amended by any amendment	
I acknowledge the duty to disclose information which in accordance with Title 37, Code of Federal Regulation	
I hereby claim foreign priority benefits under Title 35, application(s) for patent or inventor's certificate listed application for patent or inventor's certificate having a priority is claimed:	United Sates Code, Section 119 of any foreign below and have also identified below any foreign filing date before that of the application on which
Prior Foreign Application(s)	Priority Claimed Yes No
Number Country Day/Month/Year Filed	
Number Country Day/Month/Year Filed	
POWER OF ATTORNEY: As a named inventor, I agent(s) to prosecute this application and transact a	hereby appoint the following attorney(s) and/outline business in the Patent and Trademark Office

connected therewith:

MICHAEL A. GLENN, Reg. No. 30,176 DONALD M. HENDRICKS, Reg. No. 40,355 KIRK D. WONG, REG. NO. 43,284 EARLE W. JENNINGS, Reg. No. 44,804 CHRISTOPHER PEIL, Reg. No. 45,005

SEND CORRESPONDENCE TO:

MICHAEL A. GLENN, 3475 Edison Way, Suite L Menlo Park, CA 94025

I hereby claim the benefit under Title 35, United States code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filling date of the prior application and the national or PCT international filling date of this application:

60/246,384	11/6/00	PENDING- Provisional
Application Ser. No.	Filing Date	Status: Patented, Pending, Abandoned
made on information a with the knowledge the imprisonment or both,	and belief are believed to be nat willful false statements under Section 1001 of Title	my own knowledge are true and that all statement true; and further that these statements were mad and the like so made are punishable by fine of 18 of the United States Code and that such willfupplication or any patent issued thereon.
	st inventor: LACKY	
Inventor's signature _	schall	gth May 280 Date
		Date ornia 94539
Post Office Address	Same	
Citizenship	India	
Residence 180 El		<i>b</i> ate
Inventor's signature _	inventor: MANUEL ENRI	May 9, 2001 Date
Post Office Address	Same	
Citizenship	United States of America	

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

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I believe I am the original, first, and sole inventor (if only one name is listed below) of an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Client-Side Performance Optimization System for Streamed

	App	olications		
the specification of which (chapplication Serial No I hereby state that I have reincluding the claims, as ame	and we eviewed and unders nded by any amen	vas amended on stand the content dment referred to	(if applicable). ts of the above-identified above.	
I acknowledge the duty to d in accordance with Title 37,	isclose intormation Code of Federal Re	which is materia	I to the examination of ton 1.56(a).	his application
I hereby claim foreign priori application(s) for patent or in application for patent or inve priority is claimed:	nventor's certifiçáte	listed below and	l have also identified bel	ow any foreign
Prior Foreign Application(s)			Priority Claime Yes No	
Number Country Day/Mo	onth/Year Filed			
Number Country Day/Mo	nth/Year Filed	===================================		
POWER OF ATTORMEY: agent(s) to prosecute this connected therewith:	As a named inve application and tra	entor, I hereby ap nsact all busines	ppoint the following atto s in the Patent and Tra	orney(s) and/or ademark Office
ÓONALD M KIRK D. W EARLE W.	A. GLENN, Reg. No M. HENDRICKS, Re ONG, REG. NO. 40 JENNINGS, Reg. N PHER PEIL, Reg. N	eg. No. 40,355 3,284 No. 44,804		
SEND CORRESPONDENC	E TO:		\	\
MICHAEL A. GLEI	NN, 3475 Ediso	n Way, Suite L	. Menlo Park, CA 94	025
		=======================================		

Full name of fourth joint	inventor: ANNE MARIE HOLLER	
Inventor's signature	Our rain boh	9 May 200
Residence 2049 El	m Leaf Court, Santa Clara, California 95051	Date ()
Post Office Address	Same	
Citizenship	United States of America	
Full name of fifth joint in	nventor: ROBERT CURTIS WOHLGEN	MUTH
Inventor's signature	25 CWley	
Residence	2353 Vargas Place, Santa Clara, California 95050	Date
Post Office Address	Same	
Citizenship	United States of America	

Applicant or Patentee: <u>Lacky Vasant Shah</u> , <u>Daniel Takeo Arai</u> , <u>Manuel Enrique Benitez</u> , <u>Anne Marie</u> Holler, and Robert Curtis Wohlgemuth	
Serial No.: Unassigned Filing Date: Herewith	
Patent No.: Issued: ` For: Client-Side Performance Optimization System for Streamed Applications	
For: Client-Side Performance Optimization System for Streamed Applications	
VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS 37 CFR 1.9(f) and 1.27(b) - SMALL BUSINESS CONCERN	
I hereby declare that I am:	
() the owner of the small business concern identified below:	
(X) an official of the small business concern empowered to act on behalf of the concern identified below:	
NAME OF CONCERNOmnishift Technologies, Inc.	
NAME OF CONCERN Omnishift Technologies, Inc. ADDRESS OF CONCERN 451 El Camino Real, Santa Clara, CA 95050	
I hereby declare that the above-identified small business concern qualifies as a small business concern as defin in 13 CFR 121.3 - 18 and reproduced in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41 and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of thusiness concern is the average over the previous fiscal year of the concern of the persons employed on a futime, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliat of each other when either, directly or indirectly, one concern controls or has the power to control the other, or third party or parties controls or has the power to control both.	(a) its the full- ites
I hereby declare that rights under contract or law have been conveyed to and remain with the small busine concern identified above with regard to the invention entitled: Client-Side Performance Optimization System for Streamed Applications by inventor(s) Lacky Vasant Shah, Daniel Takeo Arai, Manuel Enrique Benitez, An Marie Holler, and Robert Curtis Wohlgemuth described in:	em
(X) the application filed herewith	
() application serial no, filed	
() patent no, issued	
If the rights held by the above-identified small business concern are not exclusive, each individual, concern, organization having rights to the invention is listed below* and no rights to the invention are held by any perso other than an inventor, who could not qualify as a small business concern under 37 CFR 1.9(d), or by any concern that could not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).	on, ern
() no such person, concern, or organization	
() persons, concerns, or organizations listed below*	
* NOTE: Separate verified statements are required from each named person, concern, or organization havi	ing

Attorney Docket No. OMNI0003

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FULL NAMEADDRESS() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION	
FULL NAME ADDRESS() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION	
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or ar maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).	of ny
I hereby declare that all statements made herein of my own knowledge are true and that all statements made of information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.	ge on
NAME OF PERSON SIGNING Sridhar Ramakrishnan TITLE OF PERSON OTHER THAN OWNER President	
BUSINESS ADDRESS OF PERSON SIGNING 451 El Camino Real	_
// Santa Clara, California 95050	
Jaina Olara, Odinornia 33000	

Attorney Docket No. OMNI0003

FULL NAME	
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() INDIVIDUAL () SMALL BUSINESS CONCERN	() NONPROFIT ORGANIZATION
FULL NAME	
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I acknowledge the duty to file, in this application or patent, notinentitlement to small entity status prior to paying, or at the time maintenance fee due after the date on which status as a small entity.	ne of paying, the earliest of the issue fee or any
I hereby declare that all statements made herein of my own kn information and belief are believed to be true; and further that that willful false statements and the like so made are punishab 1001 of Title 18 of the United States Code, and that such willful application, any patent issuing thereon, or any patent to which the	these statements were made with the knowledge le by fine or imprisonment, or both, under Section false statements may jeopardize the validity of the
NAME OF PERSON SIGNING <u>Sridhar Ramakrishnan</u> TITLE OF PERSON OTHER THAN OWNER Preside	
BUSINESS ADDRESS OF PERSON SIGNING 451 El Camino	
SIGNATURE Midhall DATE	Clara, California 95050 5 9 2001
/	' '

FULL NAME
ADDRESS
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION
FULL NAME
ADDRESS
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.
NAME OF PERSON SIGNING Sridhar Ramakrishnan TITLE OF PERSON OTHER THAN OWNER President
BUSINESS ADDRESS, OF PERSON SIGNING 451 El Camino Real
Conta Clave California OFOFO
SIGNATURE DATE 5 9 2001

The second secon

Applicant or Patentee: Lacky Vasant Shah, Danie	l Takeo Arai, N	<u> Manuel Enrique Benitez, Anne Marie</u>	
Holler, and Robert Curtis Wohlgemuth Serial No.: Unassigned	Filing Date:	Llowowith	
Patent No.:	Issued:		
For: Client-Side Performance Optimization System	m for Streame	d Applications	
VERIFIED STATEMENT (DECLARATION) CLAIN	ING SMALL	ENTITY STATUS	
37 CFh 1.9(1) and 1.2	/(b) - SMALL	BUSINESS CONCERN	
I hereby declare that I am:			
() the owner of the small business concern iden	tified below:		
(X) an official of the small business concern emp	owered to act	on behalf of the corcern identified below:	
NAME OF CONCERN Omnishift Technology	ologies, Inc.		
ADDRESS OF CONCERN 451 El Camino R	eal, Santa Cla	ıra, CA 95050	
I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3 - 18 and reproduced in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a			
third party or parties controls or has the power to c	ontrol both.	and the power to define the other, of a	
I hereby declare that rights under contract or la	y have been	conveyed to and remain with the small business	
concern identified above with regard to the invent	tion entitled: (Nent-Side Performance Optimization System	
for Streamed Applications by inventor(s) Lacky Marie Holler, and Robert Curtis Wohlgemuth description	Vasant Shah.	Daniel Takeo Arai, Manuel Enrique Benitez, Anne	
	ibca iii.		
(X) the application filed herewith			
() application serial no.	, filed _		
() patent no	issued		
K. H			
If the rights held by the above-identified small bu organization having rights to the invention is listed other than an inventor, who could not qualify as a that could not qualify as a small business concern 1.9(e).	d below* and r small husiness	no rights to the invention are held by any person,	
()			
() no such person, concern, or organization		\	
() persons, concerns, or organizations listed belo)W*		
* NOTE: Separate verified statements are requirights to the invention averring to their status as sm	red from each	named person, concern, or organization having 'CFR 1.27).	

Applicant or Patentee: Lacky Vasant Shah, Daniel Takeo Arai, M	lanuel Enrique Benitez, Anne Marie
Holler, and Robert Curtis Wohlgemuth Serial No.: Unassigned Filing Date:	Herewith
Patent No.: Issued:	
For: Client-Side Performance Optimization System for Streamed	Applications
VERIFIED STATEMENT (DECLARATION) CLAIMIN 37 CFR 1.9(f) and 1.27(b) - INDEPENDENT INVENT	
As a below-named inventor, I hereby declare that I qualify as CFR 1.9(c) for purposes of paying reduced fees under Sectio Code, to the Patent and Trademark Office with regard to the inventor	n 41(a) and (b) of Title 35, United States
Client-Side Performance Optimization Applications	n System for Streamed
described in:	
(x) the application filed herewith`	
() application serial no, filed _ () patent no, issue	d ,
() patent no, issue	u
I have not assigned, granted, conveyed, or licensed and am ur assign, grant, convey, or license any rights in the invention to an independent inventor under 37 CFR 1.9(c) if that person had m would not qualify as a small business concern under 37 CFR 1.9(e).	ly person who could not be classified as an ade the invention, or to any concern which
Each person, concern, or organization to which I have assign under an obligation under contract or law to assign, grant, convilisted below:	
() no such person, concern, or organization `	
(X) persons, concerns, or organizations listed below*	
* NOTE: Separate verified statements are required from each having rights to the invention averring to their status as small en	
FULL NAME Omnishift Technologies, Inc. ADDRESS 451 El Camino Real, Santa Clara, CA 95050 () INDIVIDUAL (X) SMALL BUSINESS CONCERN () NON	PROFIT ORGANIZATION `
FULL NAME	
FULL NAME	
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPR	OHII ORGANIZATION
I acknowledge the duty to file, in this application or patent, notif	ication of any change in status resulting in

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name: Lacky Vasant Shah Signature of Inventor	Name: Daniel Takeo Arai Signature of Inventor
Date May 200	May 9,2001 Date 9
Name: Manuel Enrique Benitez Name Signature of Inventor Date Name	Signature of Inventor Anne Marie Holler Signature of Inventor Anne Marie Holler Signature Of Inventor Anne Marie Holler
Name: Robert Curtis Wohlgemuth Signature of Inventor Date	•

Applicant or Patentee: Lacky Vasant Shah, Daniel	Takeo Arai, M	Manuel Enrique Benitez, Anne Marie
Holler, and Robert Curtis Wohlgemuth Serial No.: Unassigned	Filing Data:	1 la marriale
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or. Onone Oldo i oriormando opulmización eyoton	Tior Outdamee	Trippindations
VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS ` 37 CFR 1:9(f) and 1.27(b) - INDEPENDENT INVENTOR `		
As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled.		
Client-Side Rerformance Optimization System for Streamed		
Applications /		
described in:	/	
(x) the application filed herewith		
() application serial no.		
() patent no.	, issue	d`
····		
I have not assigned, granted, conveyed, or licensed/and am under no obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).		
Each person, concern, or organization to which	I have design	ad granted conveyed or lineared or an
under an obligation under contract or law to assignisted below:	n, grant, conv	ed, granted, conveyed, or licensed or am rey, or license any rights in the invention is
() no such person, concern, or organization `	\	
(X) persons, concerns, or organizations listed below*		
* NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities (37 OFR 1.27).		
FULL NAME. Openials to Task a sleep less		\ ,
FULL NAME Omnishift Technologies, Inc. ADDRESS 451 El/Camino Real, Santa Clara	CA OFOEO	
() INDIVIDUAL (X) SMALL BUSINESS CONC		PROFIT ORGANIZATION
FULL NAME /		. \
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() INDIVIDUAL () SMALL BUSINESS CONCER	N()NONPR	OFIT ORGANIZATION
Lacknowledge the duty to file in this application	or notort well	insting of any shapes in the last
I acknowledge the duty to file, in this application of loss of entitlement to small entity status prior to prior to prior any maintenance fee due after the date or	paying, or at th	ne time of paying, the earliest of the issue
(37 CFR 1.28(b)). `		